

10-15-01  
12.  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Noteborn et al.

**Serial No.:** To Be Assigned

**Filed:** March 27, 2001

**For:** APOPTIN ASSOCIATING PROTEIN

**Examiner:** To Be Assigned

**Group Art Unit:** To Be Assigned

**Attorney Docket No.:** 4820US

NOTICE OF EXPRESS MAILING

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Person making Deposit: Daniel Thatcher

**Preliminary Amendment**

BOX PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Before examination and calculation of the filing fees, please amend the referenced application as follows:

**IN THE CLAIMS:**

4. (Amended) The isolated or recombinant nucleic acid of [any one of claims 1 to 3] claim 1 capable of hybridizing to a nucleic acid molecule encoding an Apoptin-associating proteinaceous substance as shown in SEQ ID NO 2 or SEQ ID NO 10.

5. (Amended) The isolated or recombinant nucleic acid of [any one of claims 1 to 4] claim 1, wherein said isolated or recombinant nucleic acid is at least 60% homologous to the nucleic